

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

FIDELITY AND GUARANTY INSURANCE
COMPANY,

Plaintiff,

v.

STAR EQUIPMENT CORPORATION,
CHARLENE B. FORAN, JOHN J. FORAN,
and TOWN OF SEEKONK,

Defendants.

CIVIL ACTION NO. 04-10250-EFH

CERTIFICATION PURSUANT TO LOCAL RULE 16.1(D)

This will certify that counsel for the plaintiff, Fidelity and Guaranty Insurance Company, has conferred with Fidelity and Guaranty Insurance Company (a) with a view to establishing a budget of the costs of conducting the full course, and various alternative courses, of the litigation; and (b) to consider the resolution of litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully submitted,

FIDELITY AND GUARANTY
INSURANCE COMPANY,

By its attorneys,

/s/ Eric H. Loeffler, Esq.
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/s/ Kimberly D. Zantotta, Esq.

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Surety Claim Attorney

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